IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
Plaintiff,)) 8:17CR24	44
vs.) }	
MARVELL FIELDS, SAMUEL STARKEY,	ORDEF	₹
Defendants	,	

This matter is before the court on defendant Marvell Fields' unopposed Motion to Continue Trial [38] as counsel needs addition time to complete case investigation. Defendant's counsel represents that defendant consents to the motion and acknowledges he understands the additional time may be excludable time for the purposes of the Speedy Trial Act and will file a waiver. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [38] is granted as follows:

- 1. The jury trial, **for both defendants**, now set for October 30, 2017 is continued to **December 18, 2017.**
- 2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and December 18, 2017**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED October 1, 2017.

BY THE COURT:

s/ Michael D. Nelson United States Magistrate Judge